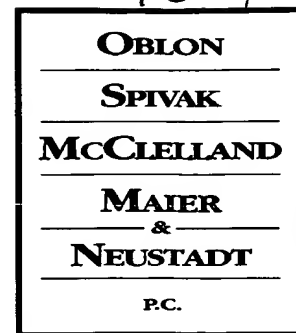




Docket No.: 217047US0PCT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



RE: Application Serial No.: 09/926,738

Applicants: Giovanni COLOMBO, et al.

Filing Date: December 11, 2001

Allowed Date: January 2, 2004

For: USE OF THIAMPHENICOL AND DERIVATIVES
THEREOF FOR THE PREPARATION OF
PHARMACEUTICAL COMPOSITIONS USEFUL IN
THE TREATMENT OF CHLAMYDIA
PNEUMONIAE INFECTIONS

Group Art Unit: 1614

Examiner: K. Weddington

SIR:

Attached hereto for filing are the following papers:

Miscellaneous Communication; PTO 1449 Pair Printout

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Norman F. Oblon

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DOCKET NO: 217047US0PCT



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
GIOVANNI COLOMBO, ET AL. : EXAMINER: K. WEDDINGTON
SERIAL NO: 09/926,738 : ALLOWED DATE: JANUARY 2, 2004
FILED: DECEMBER 11, 2001 : GROUP ART UNIT: 1614
FOR: USE OF THIAMPHENICOL AND :
DERIVATIVES THEREOF FOR THE
PREPARATION OF PHARMACEUTICAL
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TREATMENT OF CHLAMYDIA
PNEUMONIAE INFECTIONS

MISCELLANEOUS COMMUNICATION

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Further to the 2nd Petition under 37 C.F.R. 1.181, the Applicants thank Examiner Weddington for initialing and signing the information disclosure statement filed February 6, 2002, which the Applicants have obtained from the PAIR system (attached). This 1449 appears to be dated 5-12-05, however, the Applicants assume that it was signed on 5-12-04. As this application has not yet issued as a patent, clearly this 1449 was timely signed by the examiner.

Application No. 09/926,738
Miscellaneous Communication

As long as this signed and initialed form 1449 now forms part of the official PTO record, no further action on the prior-filed petition is necessary.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon

A handwritten signature in cursive script, reading "Thomas M. Cunningham", written over a horizontal line.

Thomas M. Cunningham
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(OSMMN 06/04)